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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE JUL 11 2001

TECH CENTER 1600/2900

In re Application of:	)	Art Unit: 1656
Toshiharu OHBA et al.	)	Examiner: S. Chunduru
Serial No.: 09/368,572	)	Washington, D.C.
Filed: August 5, 1999	)	July 9, 2001
For: PLANT PROMOTER AND METHOD...	)	Docket No.: OHBA=1A

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JGJ  
7/12/01

RESPONSE TO RESTRICTION REQUIREMENT

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

The Office Action of June 20, 2001, primarily in the nature of a requirement for restriction, has been carefully reviewed.

Restriction has been required between what the examiner deems to be three patentably distinct inventions, namely:

Group I, drawn to a method for cloning a plant promoter, and presently comprising claims 1 and 2;

Group II, drawn to a method for controlling the morphology of a plant, and presently comprising claims 3-6; and

Group III, drawn to a method for controlling the morphology of a plant, and presently comprising claims 7-12.

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Applicants hereby elect without traverse Group I  
presently comprising claims 3-6.

Favorable consideration is respectfully requested.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By: 

Allen C. Yun  
Registration No. 37,971

624 Ninth Street, N.W.  
Washington, D.C. 20001  
Telephone No.: (202) 628-5197  
Facsimile No.: (202) 737-3528  
ACY:pr